

PCT REQUEST

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0	For receiving Office use only	
0-1	International Application No.	
0-2	International Filing Date	
0-3	Name of receiving Office and "PCT International Application"	
0-4	Form - PCT/RO/101 PCT Request	
0-4-1	Prepared Using	PCT Online Filing Version 3.50 (Build 0001.162)
0-5	Petition The undersigned requests that the present international application be processed according to the Patent Cooperation Treaty	
0-6	Receiving Office (specified by the applicant)	European Patent Office (EPO) (RO/EP)
0-7	Applicant's or agent's file reference	1238WOORD01
I	Title of Invention	TRICYCLIC BENZIMIDAZOLES
II	Applicant	
II-1	This person is:	applicant only
II-2	Applicant for	all designated States except US
II-4	Name:	ALTANA PHARMA AG
II-5	Address:	Byk-Gulden-Str. 2 78467 Konstanz Germany
II-6	State of nationality	DE
II-7	State of residence	DE
II-8	Telephone No.	+49 - (0) 7531-84-5264
II-9	Facsimile No.	+49 - (0) 7531-84-5321
II-10	e-mail	DEKON.IPPA-DE@altanapharma.com

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III-1	Applicant and/or inventor	
III-1-1	This person is:	applicant and inventor
III-1-2	Applicant for	US only
III-1-3	Inventor for	AP: (BW GH GM KE LS MW MZ SD SL SZ TZ UG ZM ZW); EA: (AM AZ BY KG KZ MD RU TJ TM); EP: (AT BE BG CH&LI CY CZ DE DK EE ES FI FR GB GR HU IE IS IT LT LU MC NL PL PT RO SE SI SK TR); OA: (BF BJ CF CG CI CM GA GN GQ GW ML MR NE SN TD TG); AE AG AL AM AT AU AZ BA BB BG BR BW BY BZ CA CH&LI CN CO CR CU CZ DE DK DM DZ EC EE EG ES FI GB GD GE GH GM HR HU ID IL IN IS JP KE KG KP KR KZ LC LK LR LS LT LU LV MA MD MG MK MN MW MX MZ NA NI NO NZ OM PG PH PL PT RO RU SC SD SE SG SK SL SY TJ TM TN TR TT TZ UA UG US UZ VC VN YU ZA ZM ZW
III-1-4	Name (LAST, First)	BUHR, Wilm
III-1-5	Address:	Zum Kirchenwald 7 78465 Konstanz Germany
III-1-6	State of nationality	DE
III-1-7	State of residence	DE
III-2	Applicant and/or inventor	
III-2-1	This person is:	inventor only
III-2-4	Name (LAST, First)	ZIMMERMANN, Peter Jan
III-2-5	Address:	Zum Lerchental 43/1 78315 Radolfzell Germany
III-3	Applicant and/or inventor	
III-3-1	This person is:	inventor only
III-3-4	Name (LAST, First)	BREHM, Christof
III-3-5	Address:	Richentalstr. 8 78462 Konstanz Germany
III-4	Applicant and/or inventor	
III-4-1	This person is:	inventor only
III-4-4	Name (LAST, First)	PALMER, Andreas
III-4-5	Address:	Pirminweg 1a 78467 Konstanz Germany

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III-5	Applicant and/or inventor	
III-5-1	This person is:	inventor only
III-5-4	Name (LAST, First)	CHIESA, M. Vittoria
III-5-5	Address:	Alpenstr. 5 78464 Konstanz Germany
III-6	Applicant and/or inventor	
III-6-1	This person is:	inventor only
III-6-4	Name (LAST, First)	SIMON, Wolfgang-Alexander
III-6-5	Address:	Schubertstraße 17 78464 Konstanz Germany
III-7	Applicant and/or inventor	
III-7-1	This person is:	inventor only
III-7-4	Name (LAST, First)	POSTIUS, Stefan
III-7-5	Address:	Austraße 4b 78467 Konstanz Germany
III-8	Applicant and/or inventor	
III-8-1	This person is:	inventor only
III-8-4	Name (LAST, First)	KROMER, Wolfgang
III-8-5	Address:	Hinterhauserstr. 5 78464 Konstanz Germany
III-9	Applicant and/or inventor	
III-9-1	This person is:	inventor only
III-9-4	Name (LAST, First)	SENN-BILFINGER, Joerg
III-9-5	Address:	SAEntisstraße 7 78464 Konstanz Germany

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IV-1	Agent or common representative; or address for correspondence The person identified below is hereby/ has been appointed to act on behalf of the applicant(s) before the competent International Authorities as:	agent
IV-1-1	Name (LAST, First)	WOLF, Ulrich
IV-1-2	Address:	c/o ALTANA Pharma AG, Byk-Gulden-Str. 2 78467 Konstanz Germany
IV-1-3	Telephone No.	+49 (0) 7531-84-5320
IV-1-4	Facsimile No.	+49 (0) 7531-84-5321
IV-1-5	e-mail	dekon.ippa-de@altanapharma.com
IV-1-6	Agent's registration No.	052382.9
IV-2	Additional agent(s)	additional agent(s) with same address as first named agent
IV-2-1	Name(s)	WILD, Robert (099982.1) ; KRATZER, Bernd (0955419) ; RUPP, Herbert (00052372.0)
V	DESIGNATIONS	
V-1	The filing of this request constitutes under Rule 4.9(a), the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents.	
VI-1	Priority claim of earlier regional application	
VI-1-1	Filing date	16 December 2003 (16.12.2003)
VI-1-2	Number	03028846.8
VI-1-3	Regional Office	EP
VI-2	Priority document request The receiving Office is requested to prepare and transmit to the International Bureau a certified copy of the earlier application(s) identified above as item(s):	VI-1
VII-1	International Searching Authority Chosen	European Patent Office (EPO) (ISA/EP)
VII-2	Request to use results of earlier search; reference to that search	
VII-2-1	Date	12 March 2004 (12.03.2004)
VII-2-2	Number	03028846.8
VII-2-3	Country (or regional Office)	EP

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VIII	Declarations	Number of declarations	
VIII-1	Declaration as to the identity of the inventor	-	
VIII-2	Declaration as to the applicant's entitlement, as at the international filing date, to apply for and be granted a patent	1	
VIII-3	Declaration as to the applicant's entitlement, as at the international filing date, to claim the priority of the earlier application	-	
VIII-4	Declaration of inventorship (only for the purposes of the designation of the United States of America)	1	
VIII-5	Declaration as to non-prejudicial disclosures or exceptions to lack of novelty	-	

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VIII-2-1	Declaration: Entitlement to apply for and be granted a patent Declaration as to the applicant's entitlement, as at the international filing date, to apply for and be granted a patent (Rules 4.17(ii) and 51bis.1(a)(ii)), in a case where the declaration under Rule 4.17(iv) is not appropriate: Name (LAST, First)	in relation to this international application ALTANA PHARMA AG is entitled to apply for and be granted a patent by virtue of the following:
VIII-2-1(i)		ALTANA PHARMA AG is entitled as employer of the inventor, ZIMMERMANN, Peter Jan
VIII-2-1(i)		ALTANA PHARMA AG is entitled as employer of the inventor, BREHM, Christof
VIII-2-1(i)		ALTANA PHARMA AG is entitled as employer of the inventor, PALMER, Andreas
VIII-2-1(i)		ALTANA PHARMA AG is entitled as employer of the inventor, CHIESA, M. Vittoria
VIII-2-1(i)		ALTANA PHARMA AG is entitled as employer of the inventor, SIMON, Wolfgang-Alexander
VIII-2-1(i)		ALTANA PHARMA AG is entitled as employer of the inventor, POSTIUS, Stefan
VIII-2-1(i)		ALTANA PHARMA AG is entitled as employer of the inventor, KROMER, Wolfgang
VIII-2-1(i)		ALTANA PHARMA AG is entitled as employer of the inventor, SENN-BILFINGER, Joerg
VIII-2-1(i)		ALTANA PHARMA AG is entitled as employer of the inventor, BUHR, Wilm
VIII-2-1(x)	This declaration is made for the purposes of:	all designations except the designation of the United States of America

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VIII-4-1	<p>Declaration: Inventorship (only for the purposes of the designation of the United States of America) Declaration of Inventorship (Rules 4.17(iv) and 51bis.1(a)(iv)) for the purposes of the designation of the United States of America:</p>	<p>I hereby declare that I believe I am the original, first and sole (if only one inventor is listed below) or joint (if more than one inventor is listed below) inventor of the subject matter which is claimed and for which a patent is sought.</p> <p>This declaration is directed to the international application of which it forms a part (if filing declaration with application).</p> <p>I hereby declare that my residence, mailing address, and citizenship are as stated next to my name.</p> <p>I hereby state that I have reviewed and understand the contents of the above-identified international application, including the claims of said application. I have identified in the request of said application, in compliance with PCT Rule 4.10, any claim to foreign priority, and I have identified below, under the heading "Prior Applications", by application number, country or Member of the World Trade Organization, day, month, and year of filing, any application for a patent or inventor's certificate filed in a country other than the United States of America, including any PCT international application designating at least one country other than the United States of America, having a filing date before that of the application on which foreign priority is claimed.</p>
VIII-4-1-1	Prior applications:	

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		<p>I hereby acknowledge the duty to disclose information that is known by me to be material to patentability as defined by 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the PCT international filing date of the continuation-in-part application. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p>
VIII-4-1-1-1	Name (LAST, First)	BUHR, Wilm
VIII-4-1-1-2	Residence: (city and either US State, if applicable, or country)	Konstanz, Germany
VIII-4-1-1-3	Mailing address:	Zum Kirchenwald 7 D-78465 Konstanz Germany
VIII-4-1-1-4	Citizenship:	DE
VIII-4-1-1-5	Inventor's Signature: (if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)	/Wilm BUHR/
VIII-4-1-1-6	Date: (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)	16 December 2004 (16.12.2004)

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IX	Check list	number of sheets	electronic file(s) attached
IX-1	Request (including declaration sheets)	9	✓
IX-2	Description	30	✓
IX-3	Claims	4	✓
IX-4	Abstract	1	✓
IX-5	Drawings	0	✓
IX-7	TOTAL	44	
	Accompanying Items	paper document(s) attached	electronic file(s) attached
IX-8	Fee calculation sheet	-	✓
IX-11	Copy of general power of attorney	-	reference no. 26160.2
IX-17	PCT-SAFE physical media	-	-
IX-19	Figure of the drawings which should accompany the abstract		
IX-20	Language of filing of the international application	English	
X-1	Signature of applicant, agent or common representative	/Wilm BUHR/	
X-1-1	Name (LAST, First)	BUHR, Wilm	
X-1-2	Name of signatory		
X-1-3	Capacity		
X-2	Signature of applicant, agent or common representative	(PKCS7 Digital Signature)	
X-2-1	Name (LAST, First)	WOLF, Ulrich	
X-2-2	Name of signatory		
X-2-3	Capacity		

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10-1	Date of actual receipt of the purported international application	
10-2	Drawings:	
10-2-1	Received	
10-2-2	Not received	
10-3	Corrected date of actual receipt due to later but timely received papers or drawings completing the purported international application	
10-4	Date of timely receipt of the required corrections under PCT Article 11(2)	
10-5	International Searching Authority	ISA/EP
10-6	Transmittal of search copy delayed until search fee is paid	

FOR INTERNATIONAL BUREAU USE ONLY

11-1	Date of receipt of the record copy by the International Bureau	
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PCT (ANNEX - FEE CALCULATION SHEET)

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(This sheet is not part of and does not count as a sheet of the international application)

REMARKS

13-1-1	Applicant Remarks	It seems to me that the Print out (Original in electronic form) does not reflect the data that have been entered into PCT online Filing Software: Version 3:50 (Build 0001.162). The following was intended: Wilm BUHR is applicant and inventor. He is applicant for US only and inventor for all designated states. Peter Jan ZIMMERMANN, Christof BREHM, Andreas PALMER, M. Vittoria CHIESA, Wolfgang-Alexander SIMON, Stefan POSTIUS, Wolfgang KROMER, Joerg SENN-BILFINGER are inventors only. They are inventors for all designated states with the exception of US, CA and PH.
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